



ఆంధ్రప్రదేశ్ రాజపత్రము
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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD**

4th FLOOR, IMDADGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.

F.No.03 / SKLM / M / 2022.

Date: 16-02-2023.

SRIKAKULAM DISTRICT – ICHAPURAMU MANDAL - PEERLA PANJA SITUATED AT BELLUPADU VILLAGE – Sri MOHAMMED SIDDIQ HASSAN RABBANI S/O. MOHD. AHAMED ALI RECOGNIZED AS MUTAWALLI U/Sec.42 OF THE WAQF ACT, 1995.

- Read : 1.Representaion of Sri. Mohammed Siddiq Hassan Rabbani, S/o.Mohd.Ahamed Ali, R/o. 5-2-2, Lalapeta, Srikakulam District, dated: Nil received on 24-11-2022.
2. Endorsement of the Hon'ble Chairperson, APSWB, dated:16-12-2022.
3. Office orders dated:29-12-2022.
4. Report dated:10-01-2023 submitted by Sri Ahamed Mohiddin, the then I.A.Waqfs of Srikakulam , Vizianagaram ,Visakhpatnam District.
5. Board's Resolution No.678 of 2023, dated:03-02-2023.
6. Orders of the Hon'ble Chairperson, APSWB, dated:15-02-2023.

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ORDER:

The Waqf institution namely Peerla Panja, situated at Government Hospital Road, Bellupadu Village, Ichapuram Mandal, Srikakulam is a notified Waqf property got published in AP Gazette No. 47, Dt:30-11-1961, at S.No.15 in page No.1346 & 1347. The said institution is having attached property an extent of Ac.4.82 cents in Sy No.1199 of Bellupadu Village under the Towliath of Bijan Bibi Saheba, Panja Street Ichapuramu. The Rule of succession to the Office of the Mutawalli is Hereditary By custom. The said institution is under direct management of AP State Waqf Board.

In the ref. 1st read above, representation received from Sri.Mohammed Siddiq Hassan Rabbani, S/o.Mohd. Ahamed Ali, with a request to recognize him as Mutawalli U/sec. 42 of Waqf Act, 1995 to the subject institution and its attached property.

In pursuance to the endorsement of the Hon'ble Chairperson,dated: 10-12-2022 vide ref.2nd read above, Sri. Ahamed Mohiuddin, junior Asst ./ the then I.A Waqfs, Srikakulam District instructed vide ref.3rd read above, to enquire in to the subject matter and to submit detailed report on the grievance received vide the ref.1st read above. Accordingly, Sri.Ahamed Mohiuddin, junior Asst./ the then I.A Waqfs, Srikakulam District has submitted his report vide ref.4th cited along with documents, wherein the institution intact land is covered in Sy No.1199 (Old) with an extent Ac. 4-82 Cts. The Sy No. was mutation a new Survey Number 204 with having two sub Divisions i.e., Sy No.204/2 with an extent Ac. 0-73 Cts and Sy No.204 /3 with an extent Ac.4.08 Cts of Bellupadu Village, Ichapuram Mandal, Srikakulam District. The institution is running under direct management vide proceedings No.11528/H1/LA/SKNL/81, Dated:21-07-1988 and continue the same.

Further, he has submitted the Death Certificate of the Bijan Bi, dated: 30-01-1979, Family Member Certificate of Bijan Bi and NOCs from the family members concern. Furthe, the said institution has running under direct management since 1988 but the ground level the notified Mutawalli family members have monitoring correspondence, further the applicant of Sri.Mohammed Siddiq Hassan Rabbani is grandson of Bijan Bi.

Further, he has reported that the said institution is not having any income since from the notification. The Government has acquired a part of Panja site to an extent of Ac.0.73 cts in Sy.No.204/2 of Bellupadu Village for Government High School without any payments of compensation to the institution. Some part of site around 22 to 33

cents were occupied illegally north and south side of said Panja site. Further the AP State Waqf Board had issued notices to (16) encroachers U/sec.54(1) of Waqf Act, 1995 vide F.No.15/SKLM/Prot/2013/Z-V, dated: 30-11-2013.

He further reported that due to non income of the institution not paid the Waqf fund and requested Board may take action on the request made by the applicant to appoint as hereditary Mutawalli U/sec.42 of Waqf Act, 1995 to protect the institution and its attached property and also persue the Cases pending before the Hon'ble Courts.

The above said matter was placed before Board meeting and the Board has passed resolution No.678/2023, dated.03-02-2023 in the ref.5th read above to recognize Sri Mohammed Siddiq Hassan Rabbani, S/o.Mohd Ahamed Ali as Mutawalli U/sec.42 of Waqf Act, 1995 for Peerla Panja situated at Bellupadu Village, Ichapuramu Mandal , Srikakulam District

Accordingly, Sri Mohammed Siddiq Hassan Rabbani, S/o.Mohd Ahamed Ali is hereby recognized as Mutawalli for Peerla Panja situated at Bellupadu Village, Ichapuramu Mandal, Srikakulam District U/sec.42 of Waqf Act, 1995 for managing the affairs of the subject Waqf Institution by following Waqf Act, 1995 and also Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec.61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.

- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawallia shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,

*Chief Executive Officer (FAC),
A.P. State Waqf Board, Vijayawada.*

To

Sri Mohammed Siddiq Hassan Rabbani,
S/o.Mohd Ahamed Ali,
Mutawallia of Peerla Panja,
Bellupadu Village, Ichapuramu (M), Srikakulam District.

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